

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

STANFORD L. BURRIS,)
Plaintiff,)
v.) C.A. No.: 04-1469 (SLR)
RICHARDS PAVING, INC.)
Defendant.)

PLAINTIFF'S SECOND SET OF INTERROGATORIES
DIRECTED TO DEFENDANT

General Objections

1. Richards Paving, Inc., (hereinafter referred to as "Richards Paving"), objects to Plaintiff's Discovery on the grounds that it is overly broad, unduly burdensome, seeks information which is not relevant to Plaintiff's cause of action, and seeks information which is not reasonably calculated to lead to the discovery of admissible evidence. Without waiving this objection, and subject to any additional objections herein, Richards Paving provides its Answers herein.

2. Richards Paving objects to Plaintiff's Discovery to the extent that said Discovery seeks information protected by either the attorney-client privilege or the work -product doctrine. Without waiving this objection, and subject to any additional objections herein, Richards Paving provides its Answers herein.

3. Richards Paving objects to Plaintiff's Discovery to the extent that it seeks information that is not within the custody or control of Richards Paving, is otherwise public domain, or is otherwise equally or more available to Plaintiff than to Richards Paving. Without waiving this objection, and subject to any additional objections herein,

Richards Paving provides its Answers herein.

4. Richards Paving objects to Plaintiff's Discovery to the extent that it asserts and/or assumes unproven conclusions as established facts. Without waiving this objection, and subject to any additional objections herein, Richards Paving provides its Answers herein.

5. Richards Paving objects to Plaintiff's Discovery to the extent that it assumes the truth of the allegations which are in dispute in this litigation and/or makes incorrect and/or untrue assertions, and/or assumes unproven conclusions as established facts. Without waiving this objection, and subject to any additional objections herein, Richards Paving provides its Answers herein.

6. Richards Paving objects to Plaintiff's Discovery to the extent that it seeks to require it to provide information other than that which may be obtained through a reasonably diligent search of its records.

7. The responses made herein are made without in any way waiving or intending to waive, but on the contrary intending to reserve and reserving: (1) the right to object on the grounds of competency, privilege, relevancy, and materiality, or any other proper ground, to the use of such information, for any purpose, in whole or in part, in any subsequent step or proceeding in this action or any other action; (2) the right to object on any and all grounds at any time, to any other discovery procedure involving or relating to the subject matter of Plaintiff's Discovery; and (3) the right to supplement these answers should additional information be discovered.

Notwithstanding and without waiving these objections, Richards Paving hereby responds to Plaintiff's Discovery as follows:

1. List by year, for the years 2003, 2004, 2005, and 2006 each and every person employed by the defendant as a truck driver, stating their names, addresses, and dates of birth, and, please state the date of hire for each such individual, and if that individual is no longer employed by the defendant the date of his/her termination and reason for termination.

ANSWER

Richards Paving objects to this Interrogatory as overly broad, burdensome, and harassing. This interrogatory is neither relevant nor designed to lead to discoverable information.

2. For each person listed in the answer Interrogatory No. 1, please state their hourly wage for each year that they were employed by the defendant.

ANSWER

Richards Paving objects to this Interrogatory as overly broad, burdensome, and harassing. This interrogatory is neither relevant nor designed to lead to discoverable information.

3. For each person listed in the answer to Interrogatory No. 1, please list the number of hours worked for each year for that individual.

ANSWER

Richards Paving objects to this Interrogatory as overly broad, burdensome, and harassing. This interrogatory is neither relevant nor designed to lead to discoverable information.

As to Objections:

ELZUFON AUSTIN REARDON
TARLOV & MONDELL, P.A.



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Dated: 7/24/06